

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

May 09, 2018

MOTOR CARRIER MATTER

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DOCKET NO.

2017-370-E

UTILITIES MATTER

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ORDER NO.

2018-339

**THIS DIRECTIVE SHALL SERVE AS THE COMMISSION'S ORDER ON THIS ISSUE.**

**SUBJECT:**

DOCKET NO. 2017-370-E - Joint Application and Petition of South Carolina Electric & Gas Company and Dominion Energy, Incorporated for Review and Approval of a Proposed Business Combination between SCANA Corporation and Dominion Energy, Incorporated, as May Be Required, and for a Prudency Determination Regarding the Abandonment of the V.C. Summer Units 2 & 3 Project and Associated Customer Benefits and Cost Recovery Plans - Staff Presents for Commission Consideration the Petition to Intervene Filed on Behalf of Gordon Miller.

**COMMISSION ACTION:**

Gordon Miller proposes to intervene in this docket as a "shareholder plaintiff" and intends to oppose the Petition of SCE&G and Dominion Energy on the basis that the relief those companies request undervalues his shares of SCANA stock and other shareholder related issues.

SCE&G objects to Mr. Miller's intervention, stating that he lacks standing in main part because he is not a customer of the Company's electric service and because the Commission lacks jurisdiction over shareholder issues.

First, I do not find that the Joint Application and Petition raises justiciable shareholder issues. Furthermore, the resolution of shareholder issues is not necessary to adjudicate the underlying matters in this docket.

Next, an asserted interest by a shareholder cannot confer jurisdiction on the Commission where the South Carolina Code of Laws does not. Under S.C. Code Ann. § 58-3-140(A), the Commission's jurisdiction is grounded in our authority to supervise and regulate the rates and service of public utilities and to fix just and reasonable standards, classifications, regulations, practices, and measurements of services. Mr. Miller's interest as a shareholder is not included in this statutory provision.

Therefore, I move that we deny Mr. Miller's Petition to Intervene as he lacks standing under the Commission's subject matter jurisdiction.

PRESIDING: WhitfieldSESSION: RegularTIME: 2:00 p.m.

MOTION YES NO OTHER

BOCKMAN

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ELAM

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FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Absent</u>	Commission Business
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		

(SEAL)



RECORDED BY: J. Schmieding